



General Assembly

Amendment

February Session, 2014

LCO No. 4298

SB0047904298SD0

Offered by:

SEN. CRISCO, 17th Dist.

REP. MEGNA, 97th Dist.

To: Subst. Senate Bill No. **479**

File No. 394

Cal. No. 272

"AN ACT CONCERNING THE ENFORCEMENT OF PAYMENTS OF ASSESSMENTS AND USER FEES TO THE CONNECTICUT HEALTH INSURANCE EXCHANGE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 38a-1083 of the 2014 supplement to the general
4 statutes is amended by adding subsection (d) as follows (*Effective from*
5 *passage*):

6 (NEW) (d) (1) The chief executive officer of the exchange shall
7 provide to the commissioner the name of any health carrier that fails to
8 pay any assessment or user fee under subdivision (7) of subsection (c)
9 of this section to the exchange. The commissioner shall see that all laws
10 respecting the authority of the exchange pursuant to said subdivision
11 (7) are faithfully executed. The commissioner has all the powers
12 specifically granted under title 38a and all further powers that are
13 reasonable and necessary to enable the commissioner to enforce the

14 provisions of said subdivision (7).

15 (2) Any health carrier aggrieved by an administrative action taken
16 by the commissioner under subdivision (1) of this subsection may
17 appeal therefrom in accordance with the provisions of section 4-183,
18 except venue for such appeal shall be in the judicial district of New
19 Britain.

20 Sec. 2. Subsection (c) of section 38a-1090 of the 2014 supplement to
21 the general statutes is repealed and the following is substituted in lieu
22 thereof (*Effective from passage*):

23 (c) Unless expressly specified, nothing in this section, [or] sections
24 38a-1080 to 38a-1089, inclusive, or section 38a-1091 and no action taken
25 by the exchange pursuant to said sections shall be construed to
26 preempt, supersede or affect the authority of the commissioner to
27 regulate the business of insurance in the state. All health carriers
28 offering qualified health plans in the state shall comply with all
29 applicable [health insurance laws of the state and regulations adopted
30 and orders issued by the commissioner] provisions of sections 38a-
31 1083 to 38a-1091, inclusive, as amended by this act, and procedures
32 adopted by the board pursuant to section 38a-1082."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	38a-1083
Sec. 2	<i>from passage</i>	38a-1090(c)